

This listing of claims will replace all prior versions and listings of claims in the application:

Listing of Claims

1.-19. (Cancelled)

20.-27. (Withdrawn)

28.-36 (Cancelled)

37.-40. (Withdrawn)

41-43. (cancelled)

44. (Previously Added) An isolated nucleic acid consisting of the nucleotide sequence of SEQ ID NO: 6.

45. (Previously Added) An isolated nucleic acid consisting of nucleotides 1-16 of the nucleotide sequence of SEQ ID NO: 6.

46. (Previously Added) An isolated nucleic acid consisting of nucleotides 10-24 of the nucleotide sequence of SEQ ID NO: 6.

47. (Currently Amended) A construct ~~comprising~~ consisting of, one or more than one isolated nucleic acid as defined by claim 44 in operative association with a gene of interest, and in operative association with one or more than one regulatory element required for the expression of the gene of interest within a host organism.

48.-49. (Cancelled)

50. (New) The construct of claim 47, wherein the one or more than one regulatory element comprises a regulatory element selected from the group consisting of an inducible promoter, a developmentally regulated promoter, a tissue specific promoter, a constitutive promoter, and an enhancer element.

51. (New) A construct consisting of, one or more than one isolated nucleic acid as defined by claim 45 in operative association with a gene of interest, and in operative association with one or more than one regulatory element required for the expression of the gene of interest within a host organism.

52. (New) The construct of claim 51, wherein the one or more than one regulatory element comprises a regulatory element selected from the group consisting of an inducible promoter, a developmentally regulated promoter, a tissue specific promoter, a constitutive promoter, and an enhancer element.

53. (New) A construct consisting of, one or more than one isolated nucleic acid as defined by claim 46 in operative association with a gene of interest, and in operative association with one or more than one regulatory element required for the expression of the gene of interest within a host organism.

54. (New) The construct of claim 53, wherein the one or more than one regulatory element comprises a regulatory element selected from the group consisting of an inducible promoter, a developmentally regulated promoter, a tissue specific promoter, a constitutive promoter, and an enhancer element.

55. (New) An isolated nucleic acid consisting of two copies of the nucleotide sequence of SEQ ID NO: 6.

56. (New) A construct consisting of the isolated nucleic acid as defined by claim 55 in operative association with a gene of interest, and in operative association with one or more than one regulatory element required for the expression of the gene of interest within a host organism.

57. (New) The construct of claim 56, wherein the regulatory element comprises a regulatory element selected from the group consisting of an inducible promoter, a developmentally regulated promoter, a tissue specific promoter, a constitutive promoter, and an enhancer element.